## Casse 441E6 et v 0552002 K-ASVC | Doccument 471 | Fillet 10382001166 | Fragge 11 of f33

1	Conte C. Cicala, State Bar No. 173554	Paul Arenas, State Bar No. 167863
2	CLYDE & CO US LLP 101 Second Street, 24 <sup>th</sup> Floor	MARRON LAWYERS 3711 Long Beach, CA 90807
3	San Francisco, California 94105 Telephone: (415) 365-9800	Telephone: (562) 432-7422 Facsimile: (562) 432-8682
4	Facsimile: (415) 365-9801	Email: parenas@marronlaw.com
5	Attorneys for Plaintiff MITSUI O.S.K. LINES, LTD.	Attorneys for Defendant SKY-WORLD INT'L EXPRESS, INC.
6	Brendan Collins GKG Law, P.C.	
7 8	1055 Thomas Jefferson Street, NW Washington DC 20007-4492 Email: bcollins@gkglaw.com	
9	Attorneys <i>pro hac vice</i> for Defendant	
10	SKY-WORLD INT'L EXPRESS, INC.	
11		
12	UNITED STATES DISTRICT COURT	
13	NORTHERN DISTRICT OF CALIFORNIA	
14		
15	MITSUI O.S.K. LINES, LTD.,	Case No. 4:15-cv-05289-KAW
16	Plaintiff,	STIPULATION TO SEVER DEFENDANT CB FREIGHT INT'L, INC. FROM THE
17	v.	ACTION AND AMENDED ORDER
18	CB FREIGHT INT'L, INC., et al.,	
19		
	Defendants.	
20	Defendants.	
<ul><li>20</li><li>21</li></ul>		rember 18, 2015 and assigned to Magistrate Judge
l		rember 18, 2015 and assigned to Magistrate Judge
21	WHEREAS, this action was filed on Nov Kandis A. Westmore;	rember 18, 2015 and assigned to Magistrate Judge  Lines, Ltd. ("MOL"), and Defendant Sky-World
21 22	WHEREAS, this action was filed on Nov Kandis A. Westmore; WHEREAS, both Plaintiff Mitsui O.S.K.	
21 22 23	WHEREAS, this action was filed on Nov Kandis A. Westmore; WHEREAS, both Plaintiff Mitsui O.S.K.	Lines, Ltd. ("MOL"), and Defendant Sky-World sent to proceed before Magistrate Judge Westmore
21 22 23 24	WHEREAS, this action was filed on Nov Kandis A. Westmore; WHEREAS, both Plaintiff Mitsui O.S.K. Int'l Express, Inc. ("Sky-World") filed their cons on December 9, 2015 and March 15, 2016 respec	Lines, Ltd. ("MOL"), and Defendant Sky-World sent to proceed before Magistrate Judge Westmore
21 22 23 24 25	WHEREAS, this action was filed on Nov Kandis A. Westmore; WHEREAS, both Plaintiff Mitsui O.S.K. Int'l Express, Inc. ("Sky-World") filed their cons on December 9, 2015 and March 15, 2016 respec	Lines, Ltd. ("MOL"), and Defendant Sky-World sent to proceed before Magistrate Judge Westmore ctively; Inc. ("CB Freight") has not appeared and,
<ul><li>21</li><li>22</li><li>23</li><li>24</li><li>25</li><li>26</li></ul>	WHEREAS, this action was filed on Nov Kandis A. Westmore; WHEREAS, both Plaintiff Mitsui O.S.K. Int'l Express, Inc. ("Sky-World") filed their cons on December 9, 2015 and March 15, 2016 respect WHEREAS, Defendant CB Freight Int'l, therefore, has not consented to Magistrate Judge WHEREAS, default was entered against	Lines, Ltd. ("MOL"), and Defendant Sky-World sent to proceed before Magistrate Judge Westmore ctively; Inc. ("CB Freight") has not appeared and, Westmore's jurisdiction; CB Freight on March 2, 2016;
21 22 23 24 25 26 27	WHEREAS, this action was filed on Nov Kandis A. Westmore; WHEREAS, both Plaintiff Mitsui O.S.K. Int'l Express, Inc. ("Sky-World") filed their conson December 9, 2015 and March 15, 2016 respect WHEREAS, Defendant CB Freight Int'l, therefore, has not consented to Magistrate Judge WHEREAS, default was entered against 2236492	Lines, Ltd. ("MOL"), and Defendant Sky-World sent to proceed before Magistrate Judge Westmore ctively; Inc. ("CB Freight") has not appeared and, Westmore's jurisdiction;

## Casse 44.126 eav 02528092 K-AS/G Doccument 471 FFF leet 1026/3300 1166 FF2 appe 22 of f33

1 WHEREAS, on August 9, 2016, Plaintiff MOL and Defendant Sky-World filed a case 2 management conference statement stating that they have reached a settlement and expect to file a 3 dismissal within 90 days; 4 WHEREAS, it is necessary to sever this case as to Defendant CB Freight because it has not 5 consented to proceed before Magistrate Judge Westmore; 6 NOW THEREFORE, Plaintiff MOL and Defendant Sky-World by and through their attorneys hereby stipulate and agree that Plaintiff's action against Defendant CB Freight be 7 8 severed. 9 10 Dated: August 17, 2016 CLYDE & CO US LLP 11 12 Telephone: (415) 365-9800 By: /s/ Conte C. Cicala 13 Conte C. Cicala Attorneys for Plaintiff 14 MITSUI O.S.K. LINES, LTD. 15 16 Dated: August 17, 2016 MARRON LAWYERS 17 18 By: /s/ Paul Arenas 19 Paul Arenas Attorneys for Defendant 20 SKY-WORLD INT'L EXPRESS, INC. 21 22 23 Dated: August 17, 2016 GKG LAW, P.C. 24 25 By: /s/ Brendan Collins 26 Brendan Collins (pro hac vice) Attorneys Defendant 27 SKY-WORLD INT'L EXPRESS, INC. 28 2236492 Case No. 3:15-cv-05289-KAW STIPULATION TO SEVER DEFENDANT CB FREIGHT INT'L, INC.

FROM THE ACTION AND [PROPOSED] ORDER

101 Second Street, 24th Floor San Francisco, California 94105

CLYDE & CO US LLP

## L.R. 5-1 (i) ATTESTATION

In compliance with Local Rule 5-1, I hereby attest that concurrence in the filing of this document has been obtained from the other signatory.

Dated: August 17, 2016

/s/ Conte C. Cicala
Conte C. Cicala

IT IS SO ORDERED, that Defendant CB Freight International, Inc., be severed from this case and that a new case be opened and directly assigned to Magistrate Judge Westmore. The filing fee is waived. The following documents are to be docketed in the new case and shall maintain their original date of filing: 1, 19, 21, 22, 23, 40 and this order.

DATED: 8/30/16

KANDIS A. WESTMORE United State Magistrate Judge